Jan 18 08 11:12p

Humphrey

WOOD, HERRON & EVANS, L.L.P.

RECEIVED CENTRAL FAX CENTER

JAN 18 2008

JOH...

BRETT A. SCHATZ
DAVID W. DORTON
SARAH OTTE GRABER
STEVEN W. BENINTENDI, PH.D.
RANDALL S. JACKSON, JR.
ADAM R. WEEKS
CHARLES R. FIGER, JR.
KEVIN E. KUEHN
ANA C. JAQUEZ
COLIN L. WIER
TIMOTHY D. ARDIZZONE, PH.D.
RAMON A. URTEAGA
CHASTITY D. S. WHITAKER, PH.D.
HARRY J. GUTTMAN, PH.D.

PATENT AGENT MICHAEL H. SCHENKER

BRUCE TITTEL
DAVID'S STALLARD
J. ROBERT CHAMBERS
GREGORY J. LUNN
KURT L. GROSSMAN
CLEMENT H. LUKEN JR.
THOMAS BURGER
GREGORY F. AHRENS
WAYNE L. JACOBS
KURT A. SUMME
KEVIN G. ROONEY
KEITH R. HAUDT
THEODORE R. REMAKLUS
THOMAS W. HUMPHREY
SCOTT A. STINEBRUNER
DAVID H. BRINKMAN
KRISTI L. DAVIDSON
KRISTI L. DAVIDSON DAVID H. BRINKMAN KRISTI L. DAVIDSON KATHRYN E. SMITH P. ANDREW BLATT, PH.D. DAVID E. JEFFERIE'S J. DWIGHT POFFENBERGER, JR. WILLIAM R. ALLEN, PH.D.

OF COUNSEL
JOHN D. POFFENBERGER
DAVID J. JOSEPHIC
DONALD F. FREI
THOMAS W. FLYNN

2700 CAREW TOWER

441 VINE STREET

CINCINNATI, OHIO 45202-2917

TELEPHONE: 513-241-2324

FACSIMILE: 513-241-6234

WEBSITE: www.whepatent.com

PATENT, TRADEMARK, COPYRIGHT AND UNFAIR COMPETITION LAW AND RELATED LITIGATION

EDMUND P. WOOD TRUMAN A. HERRON EDWARD B. EVANS

1923-1968 1935-1976 1936-1971

January 18, 2008

FACSIMILE COVER SHEET

To: Examiner James A. Thompson

Group Unit No. 2624

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

571-273-8300 Fax:

From: Thomas W. Humphrey

Re: Our File: PHOT-02

USA Application Scrial No. 09/939,932

Filed August 27, 2001

System for Halftone Screen Production

Client Reference: PHOT/O2

Pages: 23 (including cover sheet)

# MESSAGE/COMMENTS

Confirmation copy will not follow.

The information in this facsimile message is ATTORNEY-CLIENT PRIVILEGED, WORK PRODUCT and/or CONFIDENTIAL INFORMATION intended only for the use of the individual or entity to whom this message is addressed. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via mail. Thank you If transmission is interrupted or of poor quality, please notify us immediately by calling (513) 241-2324 and ask for the sender's assistant. OUR FAX NUMBER IS (513) 241-6234.

### RECEIVED CENTRAL FAX CENTER

### JAN 1 8 2008

PATENT ATTY. DOCKET NO. PHOT/02

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Gary Russell

Art Unit: 2624

Serial No.

: 09/939,932

Examiner: James A. Thompson

Filed

: August 27, 2001

For

System for Halftone Screen Production

Mail Stop AMENDMENT Commissioner of Patents P.O. Box 1450

Alexandria, VA 22313-1450

Via Facsimile

### **AMENDMENT TRANSMITTAL**

1. X Transmitted herewith is a Response to Office Action.

2.\_X\_

Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by

a verified statement previously submitted.

Enclosed is a verified statement to establish Small Entity status

Other than a Small Entity

3.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	67	MINUS	68	0	x \$25	\$0	x \$50	\$0
INDEP.	16	MINUS	16	0	x \$105	\$0	x \$210	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+\$185	\$0	+\$370	\$0
		TOTALS		TOTAL FEE	\$0	TOTAL FEE	\$0	

\_\_\_\_\_ Additional fee for claims is required.

Certificate of Mailing or Facsimile

I hereby certify that this correspondence and any enclosures are being deposited with the United States Postal Service via U.S. Mail, Prepaid First Class Postage or transmitted via facsimile to the number as provided by the United States Patent and Trademark Office on the date indicated below.

Thomas W. Humphrey Reg. No. 34,353 January 18, 2008

Date

33

01/24/2008 EHAILE1 00000069 233000

09939932

01 FC:2253

525.00 DA

Humphrey

RECEIVED CENTRAL FAX CENTER

JAN 1 8 2008

4. <u>X</u>	Attached is a check in the sum of \$ Please charge my Deposit Account No. 23-3000 in the amount of \$_525								
5.	The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.								
(a) <u>X</u>	Complete (a) or (b) as applicable.  Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:								
	<b></b>	Fee for							
	Extension	other than	Fee for						
	(months)	small entity	small entity						
	one month	\$ 120.00	\$ 60.00						
	two months	\$ 460.00	\$230.00						
	X three months	\$1050.00	\$525.00						
	four months	\$1640.00	\$820.00						
	five months	\$2230.00	\$1115.00						
	Extension fee due	with this request \$_525	<u>.00</u> .						
	nal extension of time is require, if applicable)	red, please consider this a	a petition therefor. (Check and complete						
	An extension for months has already been secured and the fee paid thereof of \$ is deducted from the total fee due for the total months of extension now requested.  Extension fee due with this request \$								
(b)	OR Applicant believes that no extension of term is required. However, this conditional								
(0)	Applicant believes that no extension of term is required. However, this conditional								
	petition is being made to provide for the possibility that applicant has inadvertently								

If any additional fee for claims or extension of time is required, charge Account No. 23-

Respectfully submitted,

Thomas W. Humphrey Reg. No. 34,353

Wood, Herron & Evans, L.L.P. 2700 Carew Tower 441 Vine Street Cincinnati, OH 45202-2917

3000.

Voice: (513) 241-2324 Facsimile: (513) 241-6234

<u>X</u>

overlooked the need for a petition for extension of time.

## RECEIVED CENTRAL FAX CENTER

### JAN 18 2008

**PATENT** ATTY. DOCKET NO. PHOT/02

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

: Gary Russell

Art Unit: 2624

Serial No.

09/939,932

Examiner: James A. Thompson

Filed

: August 27, 2001

For

: System for Halftone Screen Production

Mail Stop Amendment Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450 Via Facsimile

#### RESPONSE TO OFFICE ACTION

This paper is in response to the Office Action mailed July 18, 2007.

Claim amendments begin on page 2 of this paper.

Remarks begin on page 19 of this paper.

Certificate of Mailing or Facsimile

I hereby certify that this correspondence and any enclosures are being deposited with the United States Postal Service via U.S. Mail, Prepaid First Class Postage or transmitted via facsimile to the number as provided by the United States Patent and Trademark Office on the date indicated below.

Thomas W. Humphrey

January 18, 2008

Date